



BUREAU OF ENVIRONMENT

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CECIL H. UNDERWOOD
GOVERNOR

MICHAEL P. MIANO
COMMISSIONER

July 13, 1998

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

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FILED

Ms. Judy Cooper
Director
Administrative Law Division
Capitol Complex
Charleston, WV 25305

RE: 47CSR33A - "State Advance Assistance Program for Construction Grants"

Dear Ms. Cooper:

This is to request that the above-referenced procedural rule be repealed (and not replaced) for the following reason.

The federal financial assistance program that required promulgation of this rule no longer exists. The last federal grant received from EPA for this program occurred on February 14, 1996, with a budget period that expired on September 30, 1997. There will be no more grants awarded to West Virginia communities from the last federal grant, and there will be no more federal money available for this particular program in the future. The closeout of this federal grant will occur in the near future, as soon as the last payments are made to communities receiving prior assistance. Therefore, I respectfully submit that this rule be repealed.

Your cooperation in this regard is very much appreciated. If you have any questions or require additional information, please feel free to contact Carrie Chambers in my Office at 759-0515.

Sincerely yours,


Michael P. Miano
Commissioner

MPM:cc

Attachment

cc: Carrie Chambers
Barb Taylor, Chief, OWR
Mike Johnson, OWR